

Delta Protection Advisory Committee (DPAC)

Charter

Approved ~~8/26/10~~
Revised 1/23/14

I. Official Designation

Delta Protection Advisory Committee pursuant to Section 29753 of the Public Resources Code.

II. Scope and Objectives

The purpose of the Delta Protection Advisory Committee (DPAC) is to provide recommendations to the Delta Protection Commission (DPC) on the diverse interests within the Delta.

III. Description of Duties

DPAC will provide recommendations to the DPC relating to the following:

- A. Delta's ecosystem;
- B. Water Supply;
- C. Socioeconomic sustainability;
- D. Recreation;
- E. Agriculture;
- F. Flood Control;
- G. Environment;
- H. Water Resources;
- I. State, Local, and Utility Infrastructure;
- J. Other Delta Issues.

The DPAC will provide its advice based upon input from and cooperation with other stakeholders and existing organizations addressing Delta issues.

IV. Duration

The DPAC has no sunset provisions and is expected to operate indefinitely. However, the DPC may review and revise this charter when necessary, pursuant to a public discussion and vote on proposed revisions. DPAC's continuance is subject to review and renewal of this Charter every two (2) years on the biennial anniversary of the adoption of this Charter.

V. Committee Reporting Agency Official to Whom the DPAC Reports

The DPAC, via its Chairperson or designee, shall reports directly to the Delta Protection Commission, through the DPC's Executive Director. Communication from the Committee may include oral updates provided at DPC meetings or written recommendations which include specific suggestions, proposals, projects, and/or action items as well as

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recommended positions on specific issues, projects, or plans affecting the Delta submitted to the DPC for their consideration.

VI. Agency Responsibilities for Providing Necessary Support

All staff and support functions required for operation of the DPAC will be supplied by the DPC as determined by the Chair of the DPC.

VII. Estimated Annual Operating Costs

~~Currently the s~~Support for the operation of the DPAC will rely on existing DPC staff and resources, until such time as the State may allocate funds necessary for the operation of the DPAC.

VIII. Allowances for Committee Members

Members of the DPAC and its sub-committees will serve without pay.

IX. Committee Voting Membership and Terms

DPAC will consist of no more than ~~44-15~~ voting members appointed by the DPC. As the DPAC is the voice of Delta residents and businesses, the suggested membership is as follows:

- 9 members representing Delta residents and businesses (2 business representatives, 2 agricultural representatives, 2 recreational representatives, 1 flood entity representative, 1 Delta organization representative, and 1 member of the general public);
- 2 members representing state agencies (preferably California Department of Fish and Wildlife and California Department of Parks and Recreation);
- 2 members representing non-governmental conservation/habitat restoration organizations with involvement in the Delta;
- 1 member representing an entity involved with Delta water exports;
- 1 member representing a utility or other related infrastructure that crosses through the Delta;

Appointed members will serve for terms of three (3) years with no limit on serving consecutive terms, and are allowed to designate alternates to represent them at DPAC meetings. Members of the DPAC will be knowledgeable in and represent one or more, but not be limited to, the following groups and organizations:

In addition, representatives of the

- U.S. Bureau of Reclamation;
- U.S. Fish and Wildlife Service;
- U.S. Army Corps of Engineers, California Department of Water Resources;
- An eFirst/Emergency rResponse eEntity and a
- Cultural pPreservation eEntity are encouraged to participate as ex-officio members;
- Federal Government Representatives;

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- State Government Representatives;
- Delegate from Delta Tribal Organizations;
- Delegate from the Delta Stewardship Council;
- Delegate from the Bay Delta Conservation Plan;
- Delegate from the Sacramento-San Joaquin Delta Conservancy Board;
- Delegate of San Joaquin Partnership;
- Delegate of Delta Reclamation Districts;
- Delegates of County Agricultural Commissioners / Farm Bureaus;
- Delegates of Environmental NGOs;
- Delegates of in-Delta Water Districts;
- Delegates of State, local and utility infrastructure interests;
- Technical Advisory Committees appointed by local governments**;
- Public Member;
- Delta farmer / rancher;
- Biologists;
- Educators;
- Industry Representatives;
- Representative of recreational boaters.

* = Required by law to encourage participation.

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~~*** = Required by law to seek advice and recommendations from advisory committees appointed by local government that are involved in subject matters affecting the Delta.~~

~~No member may serve on the DPAC for more than two (2) consecutive terms. Members will serve for terms of three (3) years. However, delegates representing federal, state or local government entities will remain indefinitely. Provisions for staggering appointments to the DPAC shall be determined by the DPAC in consultation with the Executive Director and Chair of the DPC.~~

X. Appointment of Committee Members

The 15 voting members of the committee will be appointed by the DPC, including filling vacancies when necessary to fulfill the remainder of the term. The appointment shall include a designation by the DPC of which category the member shall be filling to assure the broad representation identified in Article IX is being fulfilled.

XI. Duties and Selection of Chair

The Chair of the DPAC will be chosen ~~from and~~ by a majority vote of the appointed advisory committee members present, with the subsequent written confirmation~~authorization~~ from the Chair of the DPC or designee.

The Committee Chair, in consultation with the DPC Executive Director, will be responsible for scheduling meeting dates, developing DPAC meeting agendas, and the development and submission of any specific recommendations pursuant to Article V. DPC staff will be responsible for reserving meeting locations and distribution of meeting notices and agendas.

XII. Estimated ~~Number and~~ Frequency of Meetings/Establishing a Quorum

The DPAC will meet at the call of the Committee Chairperson with the approval of the DPC's Executive Director. Meetings will be held no less ~~may be held less, or more frequently as required by the workload of the DPAC, but in no case less~~ than once per year. A quorum will be considered to be at least 50% of the DPAC membership, and any votes taken will require approval of a majority of the DPAC members present.

XIII. Ethical Responsibilities of Members

No committee or subcommittee member shall participate in any specific matter including a lease, license, permit, contract, claim, agreement or related litigation with the DPC or any local or state agency in which the member has a direct financial interest.

XIV. Subgroups

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As deemed necessary, the Committee Chairperson, in consultation with the Executive Director of the DPC, may convene additional advisory committees, working groups or subgroups to support DPC functions. Working groups or subgroups will report directly to the DPAC.

XVIII. Bagley-Keene Open Meeting Act.

As a state agency, the DPAC, Working Groups, and Sub-Groups are governed by the Bagley-Keene Open Meeting Act which requires that (1) an agenda be posted at least ten days in advance of any meeting; (2) describe specifically in that agenda the items to be transacted or discussed; and (3) refuse to add an item subsequent to the published agenda. In addition to these general requirements, the Bagley-Keene Act includes other specific provisions about how meetings are to be announced and conducted.

[Download the Bagley-Keene Open Meeting Act \(pdf\)](#)